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Kusner & Jaffe

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AUG 15 2006

Fax

To:	USPTO	From:	Mark Kusner, Esq.
Examiner:	E xaminer Elizabeth L. McKane	Pages:	13 pages (including this sheet)
Fax:	(571) 273-8300	Date:	August 15, 2006
Re:	U.S. Patent App. No. 10/663,593	O/Ref:	ST8012US

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☐ Urgent ☒ For Review ☐ Please Comment ☒ Please Reply ☐ Please Recycle

Re: U.S. Patent Application No. 10/663,593
Our Ref: ST8012US

ATTENTION: Examiner Elizabeth L. McKane, Art Unit 1744

Dear Examiner McKane,

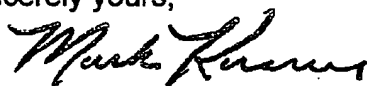
Attached please find a RESPONSE TO NOTICE REGARDING CHANGE OF POWER OF ATTORNEY form in connection with the above-identified U.S. patent application. We shall forward the original copy of this submission to you by way of First Class mail this day.

SHOULD THERE BE ANY PROBLEMS IN THE RECEIPT OF THIS TRANSMISSION, PLEASE CALL
(440) 684-1090 AS SOON AS POSSIBLE. THANK YOU.

August 15, 2006
Page Two

Of course, if you have any questions with respect to the foregoing, please do not hesitate to contact me.

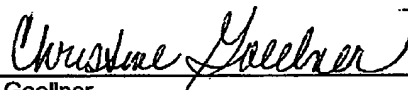
Sincerely yours,



Mark Kusner, Reg. No. 31,115
MK/cg

Certificate of Transmission under 37 C.F.R. 1.8(a)

I hereby certify that this correspondence (along with any paper referenced as being attached or enclosed) is being transmitted via facsimile to the U.S. Patent and Trademark Office, ATTN: Examiner Elizabeth L. McKane, Fax No. (571) 273-8300, on August 15, 2006.



Christine Goellner

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AUG 15 2006

Application No. 10/663,593
Amendment dated August 15, 2006
RESPONSE TO NOTICE REGARDING
CHANGE OF POWER OF ATTORNEY dated August 9, 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE APPLICATION OF : Michael A. Centanni et al.
FOR : SENSOR FOR DETERMINING
CONCENTRATION OF FLUID STERILANT

SERIAL NO. : 10/663,593
FILED : September 16, 2003
CONFIRMATION NO. : 3283
EXAMINER : Elizabeth L. McKane
ART UNIT : 1744
ATTORNEY DOCKET NO. : ST8012US

MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE REGARDING CHANGE OF POWER OF ATTORNEY

Dear Sir:

On August 14, 2006, the undersigned received the attached *Notice Regarding Change of Power of Attorney*. The undersigned Attorney hereby objects to the change of Power of Attorney on the grounds that the Power of Attorney form recently filed by Case Western Reserve University is based upon invalid assignments.

The undersigned Attorney was granted the original Power of Attorney to prosecute the present application by all four (4) inventors in September 2003. A COMBINED DECLARATION / POWER OF ATTORNEY is of record in the present application.

A Power of Attorney was recently filed on behalf of Case Western Reserve University. Case Western Reserve University has no standing to seek revocation or change to the original Power of Attorney. The executed statement under 37 C.F.R. Section 3.73(b), filed on behalf of

Application No. 10/663,593
Amendment dated August 15, 2006
RESPONSE TO NOTICE REGARDING
CHANGE OF POWER OF ATTORNEY dated August 9, 2006

Case Western Reserve University, claims a chain of title from only two (2) of the four (4) inventors of the present application. The assignments from Chung-Chiun Liu and Jinsong Yu to Case Western Reserve University are invalid in view of prior assignments of the present invention by these inventors to **STERIS Inc.** (See Reel 014894, Frame 0722 of the U.S. Patent and Trademark Office. A copy of the *Notice of Recordation of Assignment Document* is attached).

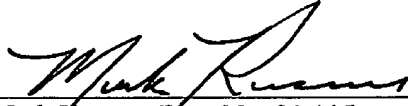
All right, title and interest to the present application were assigned by all four (4) inventors to STERIS Inc. in September 2003. Accordingly, any subsequent assignment by two (2) of the inventors to another entity is invalid, and cannot be used as a basis for revoking the prior Power of Attorney to the undersigned Attorney. Only STERIS Inc., the owner of all rights to the present invention and application, can effect a change in the Power of Attorney.

For the foregoing reasons, it is respectfully requested that any change from the original Power of Attorney in the present application be revoked, and all future communications regarding this application be forwarded to the undersigned at the address listed in the original Declaration/Power of Attorney form.

Respectfully submitted,

Date: August 15, 2006


KUSNER & JAFFE
Highland Place - Suite 310
6151 Wilson Mills Road
Highland Heights, Ohio 44143
(440) 684-1090 (phone)
(440) 684-1095 (fax)


Mark Kusner, Reg. No. 31,115

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence (along with any paper referenced as being attached or enclosed) is being deposited on the below date with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: August 15, 2006


Christine Goellner



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
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Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/663,593	09/16/2003	Michael A. Centanni	ST8012US

CONFIRMATION NO. 3283

22203
KUSNER & JAFFE
HIGHLAND PLACE SUITE 310
6151 WILSON MILLS ROAD
HIGHLAND HEIGHTS, OH 44143




OC000000019963482

Date Mailed: 08/09/2006

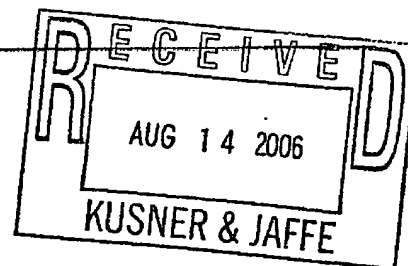
NOTICE REGARDING CHANGE OF POWER OF ATTORNEY

This is in response to the Power of Attorney filed 07/27/2006.

- The Power of Attorney to you in this application has been revoked by the assignee who has intervened as provided by 37 CFR 3.71. Future correspondence will be mailed to the new address of record(37 CFR 1.33).


SYED AREEBUDDIN
PTOSS (703) 308-9150

FORMER ATTORNEY/AGENT COPY





COPY

UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

JULY 26, 2004

PTAS



102650782A

KUSNER & JAFFE
MARK KUSNER
HIGHLAND PLACE-SUITE 310
6151 WILSON MILLS ROAD
HIGHLAND HEIGHTS, OH 44143UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 01/20/2004

REEL/FRAME: 014894/0722
NUMBER OF PAGES: 6

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

CENTANNI, MICHAEL A.

DOC DATE: 09/17/2003

ASSIGNOR:

LIU, CHUNG-CHIUN

DOC DATE: 09/17/2003

ASSIGNOR:

ZHAO, DONG

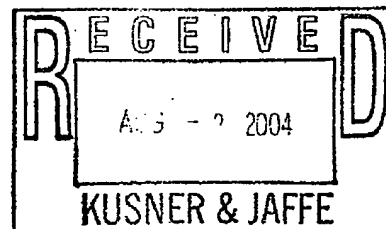
DOC DATE: 09/17/2003

ASSIGNOR:

YU, JINSONG

DOC DATE: 09/17/2003

ASSIGNEE:

STERIS INC.
43425 BUSINESS PARK DRIVE
TEMECULA, CALIFORNIA 92590

P.O. Box 1450, Alexandria, Virginia 22313-1450 - www.USPTO.GOV

014894/0722 PAGE 2

SERIAL NUMBER: 10663593

FILING DATE: 09/16/2003

PATENT NUMBER:



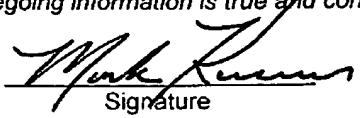
ISSUE DATE:

TITLE: SENSOR FOR DETERMINING CONCENTRATION OF FLUID STERILANT

ANTIONE ROYALL, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

AUG 15 2006

01-22-2004

Form PTO-1595 (Rev. 10/02)		RI			U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office	
OMB No. 0651-0027 (exp. 6/30/2005)		102650782				
Tab settings 						
To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.						
1. Name of conveying party(ies): Michael A. Centanni Chung-Chiun Liu Dong Zhao Additional name(s) of conveying party(ies) attached? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No			2. Name and address of receiving party(ies) Name: <u>STERIS Inc.</u> Internal Address: _____ Street Address: <u>43425 Business Park Drive</u> City: <u>Temecula</u> State: <u>California</u> Zip: <u>92590</u> Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
3. Nature of conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other _____ Execution Date: <u>September 17, 2003</u>						
4. Application number(s) or patent number(s): If this document is being filed together with a new application, the execution date of the application is: _____ A. Patent Application No.(s) <u>10/663,593</u> B. Patent No.(s) _____ Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No						
5. Name and address of party to whom correspondence concerning document should be mailed: Name: <u>Mark Kusner</u> Internal Address: <u>KUSNER & JAFFE</u> <u>Highland Place - Suite 310</u> Street Address: <u>6151 Wilson Mills Road</u> City: <u>Highland Heights</u> State: <u>OH</u> Zip: <u>44143</u>			6. Total number of applications and patents involved: <u>1</u> 7. Total fee (37 CFR 3.41).....\$ <u>40.00</u> <input checked="" type="checkbox"/> Enclosed Form PTO-2038 <input type="checkbox"/> Authorized to be charged to deposit account 8. Deposit account number: <u>50-0537 (additonal charges only)</u> (Attach duplicate copy of this page if paying by deposit account)			
DO NOT USE THIS SPACE						
9. Statement and signature. <i>To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.</i> <u>Mark Kusner, Reg. No. 31,115</u> Name of Person Signing  Signature <u>January 15, 2004</u> Date						
Total number of pages including cover sheet, attachments, and documents: <u>6</u>						

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P.O. Box 1450
Alexandria, VA 22313-1450

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Director of the U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

AUG 15 2006

ATTACHMENT FOR RECORDATION FORM COVER SHEET
PATENTS ONLY (Form PTO-1595)

1. Name of conveying party(ies):

Jinsong Yu

Additional name(s) of conveying party(ies) attached?

☐ Yes ☒ No

2. Name and address of receiving party(ies)

Name: _____

Internal Address: _____

Street Address: _____

City: _____ State: _____ ZIP: _____

Name and address of receiving party(ies)

Name: _____

Internal Address: _____

Street Address: _____

City: _____ State: _____ ZIP: _____

Additional name(s) & address(es) attached?

☐ Yes ☒ No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s)

B. Patent No.(s)

Additional numbers attached?

☐ Yes ☒ No

Practitioner's Docket No. ST8012US

PATENT

For: U.S. Rights and Foreign Rights
For: U.S. Application
By: Inventors

ASSIGNMENT OF INVENTION

In consideration of the payment by ASSIGNEE to ASSIGNORS of the sum of One Dollar (\$1.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration,

ASSIGNORS:

Michael A. Centanni
7335 Beresford Avenue
Parma, Ohio 44130
Nationality: U.S.

Chung-Chiun Liu
2917 E. Overlook Road
Cleveland Heights, Ohio 44118
Nationality: U.S.

Dong Zhao
2654 North Moreland Blvd., Apt. #34
Cleveland, Ohio 44120
Nationality: U.S.

Jinsong Yu
2584 Lee Road
Cleveland Heights, Ohio 44118
Nationality: P.R. CHINA

hereby sell, assign and transfer to

ASSIGNEE:

STERIS Inc.
43425 Business Park Drive
Temecula, California 92590
A Delaware Corporation

and the successors, assigns and legal representatives of the ASSIGNEE the entire right, title and interest for the United States and its territorial possessions and in all foreign countries, including all rights to claim priority, in and to any and all improvements which are disclosed in the invention entitled:

SENSOR FOR DETERMINING CONCENTRATION OF FLUID STERILANT

and which is found in (37 C.F.R. Section 3.21) U.S. Application Serial No. 10/663,593, filed on September 16, 2003 and any legal equivalent thereof in a foreign country, including the right to claim priority and, in and to, all Letters Patent to be obtained for said invention by the above application or any continuation, division, renewal, or substitute thereof, and as to letters patent any reissue or re-examination thereof.

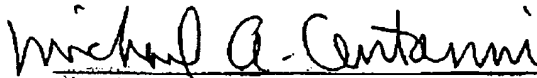
Assignment of Invention--page 1 of 1

ASSIGNORS hereby covenant that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment.

ASSIGNORS further covenant that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said invention and said Letters Patent and legal equivalents as may be known and accessible to ASSIGNORS and will testify as to the same in any interference, litigation or proceeding related thereto and will promptly execute and deliver to ASSIGNEE or its legal representatives any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalents thereof which may be necessary or desirable to carry out the purposes thereof.

IN WITNESS WHEREOF, We have hereunto set hand and seal on the date(s) set forth below.

Date: 9/17, 2003



Signature of Michael A. Centanni

Date: _____, 2003

Signature of Chung-Chiun Liu

Date: _____, 2003

Signature of Dong Zhao

Date: _____, 2003

Signature of Jinsong Yu

Assignment of Invention—page 2 of 2

ASSIGNORS hereby covenant that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment.

ASSIGNORS further covenant that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said invention and said Letters Patent and legal equivalents as may be known and accessible to ASSIGNORS and will testify as to the same in any interference, litigation or proceeding related thereto and will promptly execute and deliver to ASSIGNEE or its legal representatives any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalents thereof which may be necessary or desirable to carry out the purposes thereof.

IN WITNESS WHEREOF, We have hereunto set hand and seal on the date(s) set forth below.

Date: _____, 2003

Signature of Michael A. Centanni

Date: Sept. 17, 2003

Signature of Chung-Chiun Liu

Date: Sept. 17, 2003

Signature of Dong Zhao

Date: _____, 2003

Signature of Jinsong Yu

Assignment of Invention--page 2 of 2

ASSIGNORS hereby covenant that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment.

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IN WITNESS WHEREOF, We have hereunto set hand and seal on the date(s) set forth below.

Date: _____, 2003

Signature of Michael A. Centanni

Date: Sept. 17, 2003

Signature of Chung-Chiun Liu

Date: Sept. 17, 2003

Signature of Dong Zhai

Date: Sept. 17, 2003

Signature of Jinsong Yu

Assignment of Invention - page 2 of 2

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